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United States of America

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA,	)	Civil No.: CV07-6162 BZ
	)	
Plaintiff,	)	AT LAW AND IN ADMIRALTY
	)	
v.	)	
	)	
Tackle, apparel, furnishings, spares, tools,	)	DECLARATION OF JEANNE M.
equipment and certain other appurtenances of the SS	)	FRANKEN IN SUPPORT OF
INDEPENDENCE (O.N. 261147),	)	APPLICATION FOR ENTRY OF
<u>in rem</u> ,	)	<u>DEFAULT BY THE CLERK</u>
	)	
Defendant.	)	
	)	

I, Jeanne M. Franken, hereby declare as follows:

1. I am a trial attorney of the Torts Branch, Civil Division, U.S. Department of Justice,

1 and one of the attorneys for plaintiff United States of America in this matter. I either have personal  
2 knowledge of the matters hereinafter stated, or upon information officially furnished to me, believe  
3 the same to be true and correct.

4 2. The United States Marshal of this District arrested the defendant Tackle, apparel,  
5 furnishings, spares, tools, equipment and certain other appurtenances of the Vessel, SS  
6 INDEPENDENCE (O.N. 261147), *in rem* (hereinafter the defendant "Vessel Appurtenances, etc."),  
7 on March 18 and 19, 2008 in San Francisco and Alameda, respectively, pursuant to process issued  
8 by this Court.

9 3. True and correct copies of the Proof of the Arrests by the Marshal, which were filed  
10 with the Court, are attached hereto as Exhibit "A".

11 4. A Notice of the Arrests of the defendant Vessel Appurtenances, etc., was subse-  
12 quently published on April 2, 9 and 16, 2008.

13 5. A true and correct copy of the Publication Return by the Marshal, dated April 23,  
14 2008, which was also filed with the Court, is attached here to as Exhibit "B".

15 I declare under penalty of perjury, in accordance with 28 U.S.C. § 1746, that the foregoing  
16 is true and correct.

17 Executed this 23<sup>rd</sup> day of June, 2008.

18  
19 /s/ Jeanne M. Franken  
20 JEANNE M. FRANKEN  
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